



22764 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO. 027668-0108



Applicant: Fred H. MILLER et al.

Title: MULTI-PHASE, MULTI-COMPARTMENT CAPSULAR
DELIVERY APPARATUS AND METHODS FOR USING SAME

Prior Appl. No.: PCT/US03/10816

Prior Appl.
Filing Date: 04/09/2003

Examiner: Unassigned

Art Unit: Unassigned

CONTINUING PATENT APPLICATION
TRANSMITTAL LETTER

Mail Stop PATENT APPLICATION
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a:

☐ Continuation ☐ Division ☒ Continuation-In-Part (CIP)

of the above-identified co-pending prior application in which no patenting, abandonment, or termination of proceedings has occurred. Priority to the above-identified prior application is hereby claimed under 35 U.S.C. § 120 for this continuing application. The entire disclosure of the above-identified prior application is considered as being part of the disclosure of the accompanying continuing application and is hereby incorporated by reference therein.

☒ Applicant Claims Small Entity Status Under 37 C.F.R. 1.27.

Enclosed are:

- ☒ Application Data Sheet (37 CFR 1.76) (3 pages).
- ☒ Specification, Claim(s), and Abstract (165 pages).
- ☒ Informal drawings (13 Sheets, Figures 1-13).

Appl. No. Unassigned

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$770.00	\$770.00
Total Claims:	118	- 20	= 98	x \$18.00	= \$1,764.00
Independents	10	- 3	= 7	x \$86.00	= \$602.00
:					
If any Multiple Dependent Claim(s) present:				+ \$290.00	= \$290.00
Surcharge under 37 CFR 1.16(e) for late filing of Executed Declaration and late payment of filing fee				+ \$130.00	= \$130.00
				SUBTOTAL:	= \$3,556.00
[X]				Small Entity Fees Apply (subtract ½ of above):	= \$1,778.00
				TOTAL FILING FEE:	= \$1,778.00

- [] A check in the amount of \$_____ to cover the filing fee is enclosed.
- [X] The required filing fees are not enclosed but will be submitted in response to the Notice to File Missing Parts of Application.
- [] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

March 19, 2004
Date

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